

Docket No: 04646.P003D

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Jesse Salb

Application No.: 09/752,619

Filing Date: December 29, 2000

For: SYSTEM AND METHOD FOR
RADIOGRAPHIC IMAGING OF TISSUE

Examiner: D. Jones

Art Unit: 1616

Asst. Commissioner for Patents
Washington, D.C. 20231

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RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

Please enter the following response to the Office Action mailed February 4, 2002.

Election

Applicant hereby elects, with traverse, group I (claims 65-70 and 76-79, drawn to compositions and uses thereof wherein S = pyranose). Applicant further elects, again with traverse, the species where:

the S moiety is a pyranose, and

the X moiety is a substituted aryl, in which at least one atom is substituted by a radio-opacifying atom of an element with an atomic number of approximately $Z = 35$ to approximately $Z = 74$; and

the L moiety is an unsubstituted or substituted arylamido bonded to the S moiety and to the X moiety.

Applicant believes that the Restriction Requirement has unduly parsed the claims by requiring an election as to the species in connection with S, X, and L moieties. Further Applicant submits that this requirement should be withdrawn upon finding an allowable genus. Also, Applicant submits that any species, which is withdrawn from consideration, be transferred to the elected subject matter unless it is found to be patentably distinct from the elected or allowed claims.

Finally, in view of the requirement that Applicant state which claims are drawn to the elected species, Applicant submits that at least claims 65-70 and 76-79 are drawn to the elected species.